

BOARD OF SELECTMEN

Minutes of the Meeting of 7 June 2006 at 7:00 PM. The meeting took place in the Court Room, Town and County Building, Nantucket, MA 02554. Members of the Board present were Douglas Bennett, Brian Chadwick, Michael Glowacki, Michael Kopko and Whiting Willauer. Chairman Willauer called the meeting to order at 7:00 PM.

Announcements. Health Officer Richard Ray announced Red Cross training on shelter operations June 12th and on disaster assessment on June 26th. He also announced a Board of Health public hearing on June 14, 2006 addressing the Madaket septic regulations.

Public Comment. Nantucket resident Richard Cooper inquired about the County Commissioner's May 24, 2006 vote on the taking of Tennessee Avenue. Some discussion followed and it was agreed that the matter would be further discussed at the June 21, 2006 County Commission meeting.

Ara Charder requested that she be allowed to park her tour van on Lower Main Street at Island Pursuit as other Town licensed tour vehicles are permitted to do.

Approval of Minutes of 2 June 2006 at 4:00 PM, 24 May 2006 at 7:00 PM, 22 May 2006 at 4:00 PM, and 22 May 2006 at 9:00 AM. The Board continued approval of the minutes of 2 June 2006 and 22 May 2006 at 4:00 PM. The Board approved the minutes of 24 May 2006 at 7:00 PM and 22 May 2006 at 9:00 AM by unanimous consent.

Approval of Payroll Warrants for Weeks Ending 4 June 2006 and 28 May 2006. The Board approved the payroll warrant by unanimous consent.

Approval of Treasury Warrant and Pending Contracts for Week Ending 7 June 2006. The Board approved the treasury warrant and pending contracts by unanimous consent.

Public Hearing To Consider Fee Increase for "Hard-To-Handle" Waste Items and to Include Residential/Household Construction and Demolition Waste in the Commercial C & D Rate. Chairman Willauer opened the public hearing. Town Administrator Libby Gibson provided background information and reviewed the recommendations from Public Works Director Jeff Willett. Mr. Willett noted that he is amending his recommendation for an increase in fees for certain "hard-to-handle waste" items from \$15.00 per unit to \$26.00 and some discussion followed concerning whether such an increase would lead to illegal dumping of these items. In response to an inquiry as to the scale house wait time if residential C & D goes through the same line as commercial, Mr. Willett noted that one option is to purchase a second scale but that he is not in favor of that option because of the cost and the fact there would still be a delay at the processing facility. Some discussion followed concerning the fact that a private enterprise is currently going through the permitting process for a second C & D facility, but the consensus is non-commercial C&D would not be accepted at this private facility. Chairman Willauer closed the hearing and after some continued discussion, Mr. Glowacki moved to table action on this matter until June 21, 2006 in order to further review available options; Mr. Kopko seconded. So voted unanimously.

Citizen Request for Waiver of Building Department Fee. Skyline Drive resident Graham Kilvert reviewed his request. Building Commissioner Bernard Bartlett noted that Mr. Kilvert made changes

to the original plan and that no valid permits were issued to Mr. Kilvert allowing him to build a third floor dormer, bathroom and playroom. Mr. Bartlett further noted that Mr. Kilvert never obtained a Certificate of Occupancy and he feels the penalty assessment is warranted. After some discussion among Board members, Mr. Bennett moved to approve Mr. Kilvert's request for a waiver of the penalty fee. The motion died for lack of a second. Mr. Chadwick moved to uphold the Building Commissioner's recommendation and deny the request for a waiver from the penalty fee; seconded by Mr. Glowacki. So voted with Mr. Chadwick, Mr. Glowacki and Mr. Kopko voting in favor. Mr. Bennett was opposed.

Nantucket Atheneum: Request for Waiver of Tent Permit Fee. Amy Jenness, representing the Nantucket Atheneum, spoke in support of the waiver of the tent permit fee in conjunction with the July 1, 2006 Annual Book Fair. Board discussion followed on the matter and Mr. Bennett moved to approve the waiver; seconded by Mr. Kopko. Mr. Bennett and Mr. Kopko voted in favor. Mr. Chadwick, Mr. Glowacki and Chairman Willauer voted in opposition.

Nantucket Atheneum: Request for Waiver of Temporary Pouring License Fees. Ms. Jenness, again representing the Nantucket Atheneum, requested a waiver of the temporary pouring fees in conjunction with four upcoming events at the library. After some discussion, Mr. Bennett moved to approve the waivers; seconded by Mr. Kopko. Mr. Bennett and Mr. Kopko voted in favor. Mr. Chadwick, Mr. Glowacki and Chairman Willauer voted in opposition.

Traffic Safety Advisory Committee: Recommendations.

1. TSAC Chairman Jack Gardner asked the Board to table the matter of establishing a residential parking permit district along Cliff Road until the Traffic Safety Advisory Committee further reviews the ramifications of available parking spaces in light of the fact a fire hydrant has been installed in front of 32 Cliff Road, which eliminates a parking space. Attorney Steven Cohen, representing the 32 Cliff Road property owner, asked the Board to rescind the ban on parking on Cliff Road until such time as there is final resolution to the matter. Jessie Glidden, attorney for two other Cliff Road abutters who have no off-street parking, also asked that interim parking be restored. Police Chief Pittman reported that he gets calls on a daily basis for cars to be ticketed on this stretch of Cliff Road and spoke about the safety concerns in this area. After some additional discussion, Mr. Kopko moved to table action on this matter until the Board hears again from TSAC; Mr. Glowacki seconded. So voted.

2. Mr. Chadwick moved to approve that "no parking both sides" signs on Miacomet Avenue between Surfside Road and Otokomi Road be installed. Mr. Kopko seconded. So voted.

3. Mr. Glowacki moved to endorse an improvement to the northeast corner of the intersection of Orange Street at Union Street to allow a safer right-turning movement of northbound traffic from Orange Street to Union Street; seconded by Mr. Chadwick. So voted. Mr. Kopko abstained and Mr. Bennett was opposed.

4. Mr. Chadwick moved to approve the designation of a handicap parking space along the south side of India Street at the intersection of Gardner Street (across from 45 India Street). Mr. Bennett seconded. So voted.

5. The Board tabled the matter of designating one parking space along Main Street at the south side of the Federal Street intersection (in front of the Hub) for 15 minute parking for more input from TSAC.

6. Mr. Glowacki moved to approve the removal of a parking space located across 79 N. Liberty Street to allow for access to the driveway entrance. Mr. Chadwick seconded. So voted.

7. Mr. Chadwick moved to approve the removal of an on-street parking space located along India Street at the east side of the intersection of Independence Way to improve the turning movement of traffic from Independence Way entering India Street for the summer season. Mr. Bennett seconded. So voted.

Planning Director: Presentation Regarding Status of Master Plan. Planning Director Andrew Vorce provided an update of activity subsequent to previous presentations. Mr. Vorce spoke on the non-binding ballot questions that appeared on the April 2006 election warrant, noting that 62% of those who voted are in favor of the Town working toward addressing changes in future build-out of secondary dwellings and that 81% of those who voted voted that the build-out rights of secondary dwellings should be retained by the property owners. Mr. Vorce also spoke on proposed map changes and development of dimensional regulations for the Town and Country Overlay District. Mr. Vorce asked the Board to schedule a fall Special Town Meeting regarding the 41-81D Master Plan and briefly described some of the proposed amendments to the zoning bylaw. Some discussion followed concerning this matter and Town Administrator Gibson stated she would provide the Board with a draft STM calendar shortly. Chairman Willauer thanked Mr. Vorce for his presentation.

Town Administrator's Report. Town Administrator Libby Gibson recognized Transportation Planner Mike Burns for receiving membership into the American Institute of Certified Planners (AICP) and thanked the Nantucket voters for passing all of the overrides on the June 6, 2006 Special Town Election ballot. Ms. Gibson reviewed the Board of Selectmen meeting schedule for the June, July and August.

Selectmen's Report/Comment

Consideration of Beach Management Advisory Committee's Updated Mission Statement. Beach Management Advisory Board member Edie Ray explained that, at the request of the Board of Selectmen, BMAC has submitted an updated mission statement for Board review and approval. Also speaking on behalf of BMAC was member Tom Dickson. After some discussion with regard to the revised statement, Mr. Glowacki moved to adopt the BMAC mission statement, attached hereto, as amended. Mr. Chadwick seconded. So voted.

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Mr. Glowacki commented on a letter received from John Woodward-Poor whose father-in-law Nelson Woodward was a resident of Our Island Home for three years and recently passed away. Mr. Woodward-Poor asked that the Board recognize the importance of OIH to the community and commend the OIH staff for the excellent care given to the residents.

The meeting adjourned at 9:45 PM.

Approved the 5th day of July 2006.